

**AMENDMENT NUMBER THREE
TO CONTRACT NUMBER MA-012-22010183
WITH MERCHANTS LANDSCAPE SERVICES, INC.
FOR LANDSCAPE MAINTENANCE SERVICES**

THIS Amendment to Contract MA-012-22010183 (“Amendment”) is made and entered into upon execution of all necessary signatures between the County of Orange, a political subdivision of the State of California on behalf of OC Community Resources, OC Parks (“County”) and Merchants Landscape Services, Inc. (“Contractor”), a California Stock Corporation, with a place of business at 1510 S. Lyon St., Santa Ana, CA 92705-4613, with County and Contractor sometimes individually referred to as “Party” or collectively referred to as “Parties”.

RECITALS

WHEREAS, County and Contractor entered into Contract Number MA-012-22010183 (“Contract”) for Landscape Maintenance Services, commencing on November 1, 2021, through and including October 31, 2024, in an amount not to exceed \$2,549,800.00 annually; \$7,649,400.00 cumulative; and

WHEREAS, County and Contractor executed Amendment No. 1 to increase and amend Attachments A, B, and C and Exhibit 12; and,

WHEREAS, the County and Contractor executed Amendment No. 2 to renew for two years effective November 1, 2024, through October 31, 2026, with a new total contract not to exceed the amount of \$13,505,964.92.

WHEREAS, the Parties now desire to amend the contract to reduce the scope of work covered under the original contract and incorporate new location: Roger Stanton Park and update the scope of work and pricing

NOW, THEREFORE, the Parties agree as follows:

AMENDMENT TO CONTRACT ARTICLES

1. In Attachment A (“Scope of Work”), “Turfgrass Maintenance Requirements-Routine”, Article 2 (“Mowing”), the following Sub article “N” shall be appended:
 - N. Effective September 23, 2024, and as a result of construction to expand the area of Mile Square Regional Park beginning at that time, the area to be maintained at Mile Square Regional Park is reduced consistent with the map, found in **Exhibit 11**, entitled “Mile Square Regional Park – Expansion Area Construction.” Pursuant to this reduction, the acreage of turfgrass requiring mowing at Mile Square Regional Park is reduced from approximately 84.47 Acres to approximately 40 Acres, with associated turf edge reduced from approximately 39,967 linear feet to approximately 19,625 linear feet.

2. In **Attachment A (“Scope of Work”)** shall include new site location as follows:

A. Site Location:

- i. **Roger Stanton Park** -14900 Park Lane, Midway City, CA

3. **Attachment C (“Cost Proposal”), Article III (“Routine Work – Mile Square Park”)** shall be amended to read in its entirety as follows:

III. Routine Work- Mile Square Regional Park

<u>Mile Square Regional Park –93 Acre Golf Course Conversion</u>				
<u>Reduced Areas Expansion Closure Monday September 23rd, 2024</u>				
<u>ITEM #</u>	<u>DESCRIPTION</u>	<u>FREQUENCY</u>	<u>ONE TIME COST</u>	<u>ANNUAL COST</u>
1	Turfgrass Maintenance- Mowing and Mechanical Edging	Weekly	\$3,116.00	\$ 24,928.00
2	Turfgrass Maintenance- Mowing and Mechanical Edging	Biweekly	\$1,558.00	\$ 6,232.00
3	Turf Grass Maintenance - Aerate	Once Per Year	\$640.00	\$ 640.00
4	Turf Grass Maintenance - De-Thatch	Once Per Year	\$2,400.00	\$ 2,400.00
5	Irrigation Maintenance - System Visual Inspection	Daily	\$1,601.56	\$ 19,218.72
6	Irrigation Maintenance - Individual Zone Audit	Weekly	\$845.62	\$ 10,147.44
7	Irrigation Maintenance - Schedule Adjustments	Weekly	\$845.62	\$ 10,147.44
8	Irrigation Maintenance Critical Component Inspection	Once Per Year	\$307.50	\$ 307.50
9	Irrigation Maintenance Gate Valve Exercising	Once Per Year	\$153.75	\$ 153.75
10	Facility Maintenance General Amenity Care (Excluding Lake Cleaning)	See SOW	N/A	\$ -

11	Facility Maintenance - General Amenity Care * Lake Edge Trash Inspection/Cleanup Only. Note: 5-Different Lakes	Weekly	\$820.00	\$ 9,840.00
12	Facility Maintenance - Roads/Paths, Walkways	See SOW	N/A	\$ -
13	Landscape Maintenance - Landscape Plant/Planter Care	N/A	N/A	\$ -
14	Landscape Maintenance - Weed Spraying	Every 60 Days	\$166.56	\$ 999.36
15	Landscape Maintenance - Mulch	see SOW	N/A	\$ -
16	Landscape Maintenance - Baseball/Softball Infield care (6-fields)	Weekly	N/A	\$ -

4. In Exhibit 11 (“Aerial Maps for OC Parks”), the map entitled “Mile Square Regional Park” shall be replaced in its entirety with the following map:



5. In Attachment A (“Scope of Work”), “General Work Requirements”, Section 3 (“Site Location”), the following Subsection G. shall be appended:

G. Roger Stanton Park – 14900 Park Lane, Midway City, CA

- i. Turfgrass – 18,000 FT²**
- ii. Landscape Planters – 3,100 FT²**
- iii. Sidewalk + Misc. Paved Areas – 5,000 FT²**
- iv. Parking Lot – 18,360 FT²**

6. In Attachment A (“Scope of Work”), “General Work Requirements”, Section 12 (“Work Schedule”), Subsection A. shall be amended and replaced in its entirety as follows:

- A.** Workdays shall be seven (7) days per week Monday-Sunday depending on the task for all work sites, except Roger Stanton Park. As to Roger Stanton Park, workdays shall be Two (2) days per week Monday and Friday depending on the task.

7. In Attachment A (“Scope of Work”), “Turfgrass Maintenance Requirements-Routine”, Section 2 (“Mowing”), Subsection A, Subsection i, the following Subsection 7. shall be appended:

7. Roger Stanton Park - Friday

8. In Attachment A (“Scope of Work”), “Irrigation System Maintenance Requirements – Routine”, Section 3 (“Irrigation Personnel”), Subsection D, the following Subsection vii. shall be appended:

- vii.** Roger Stanton Park- Minimum quantity of Irrigation Technician(s) required to be onsite one (1) time per week Monday or Friday. One (1) Irrigation Technician available Monday–Friday for unplanned Irrigation repairs as identified in addition to meeting all performance on schedule expectations as detailed in “Irrigation System Maintenance Requirements-Routine” of this contract below.

9. In Attachment A (“Scope of Work”), “Facility Maintenance Requirements – Routine”, Section 1 (“General Amenity Care”), Subsection (B)(vi)(2)(b), the follow Subsection iv shall be appended:

- iv. Special Requirement-** As to Roger Stanton Park, Contractor shall patrol and visually two (2) days per week including holidays. Trash Inspection/Pickup shall occur on Monday and Friday two (2) days per week. The trash inspection/pickup schedule described above is the minimum number of trash pickups required per week. Trash receptacles shall never be allowed to overflow and go unattended for any unreasonable length of time regardless of day or time. Contractor shall always provide appropriate staffing levels for this service in consultation with OC Park’s Representative. Performance on Schedule failures shall be remedied by following the protocol listed in “General Requirements - 17. Deficient Performance Procedures.”

10. In Attachment C (“Cost Proposal”), the following Table shall be appended following the Table entitled “Routine Work – Haster Basin Recreational Park”

Routine Work – Roger Stanton Park

<u>ROGER STANTON PARK</u>				
<u>ITEM #</u>	<u>DESCRIPTION</u>	<u>FREQUENCY</u>	<u>ONE TIME COST</u>	<u>ANNUAL COST</u>
1	TURFGRASS MAINTENANCE- MOWING AND MECHANICAL EDGING	WEEKLY	\$ 560.00	\$ 4,480.00
2	TURFGRASS MAINTENANCE- MOWING AND MECHANICAL EDGING	BI-WEEKLY	\$375.00	\$ 1,500.00
3	TURF GRASS MAINTENANCE - AERATE	ONCE PER YEAR	\$ 180.00	\$ 180.00
4	TURF GRASS MAINTENANCE - DE-THATCH	ONCE PER YEAR	\$ 360.00	\$ 360.00
5	IRRIGATION MAINTENANCE - SYSTEM VISUAL INSPECTION	WEEKLY	\$ 125.00	\$ 1,500.00
6	IRRIGATION MAINTENANCE - INDIVIDUAL ZONE AUDIT	WEEKLY	\$125.00	\$ 1,500.00
7	IRRIGATION MAINTENANCE - SCHEDULE ADJUSTMENTS	WEEKLY	\$125.00	\$ 1,500.00
8	IRRIGATION MAINTENANCE CRITICAL COMPONENT INSPECTION	ONCE PER YEAR	\$184.00	\$ 184.00
9	IRRIGATION MAINTENANCE GATE VALVE EXERCISING	ONCE PER YEAR	\$92.00	\$ 92.00
10	FACILITY MAINTENANCE GENERAL AMENITY CARE	see SOW	\$235.00	\$ 2,820.00
11	FACILITY MAINTENANCE - ROADS/PATHS, WALKWAYS	see SOW	\$235.00	\$ 2,820.00


12	LANDSCAPE MAINTENANCE - LANDSCAPE PLANT/PLANTER CARE	WEEKLY	\$175.00	\$ 2,100.00
13	LANDSCAPE MAINTENANCE - WEED SPRAYING	Every 60 Days	\$65.00	\$ 390.00
14	Landscape Maintenance - Mulch	see SOW	\$350.00	\$ 350.00
			TOTAL	\$ 19,776.00

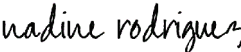
11. All other terms and conditions in this Contract shall remain unchanged and with full force and effect.

SIGNATURE PAGE

IN WITNESS WHEREOF, the Parties hereto have executed this Contract on the date first written above.

MERCHANTS LANDSCAPE SERVICES, INC.*


Signed by:			
	Mark Bower	President	3/6/2025
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Signature	Name	Title	Date

Signed by:			
	nadine rodriguez	Secretary	3/11/2025
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Signature	Name	Title	Date

COUNTY OF ORANGE, a political subdivision of the State of California

Signature	Name	Title	Date
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APPROVED AS TO FORM:

County Council DocuSigned by:
By  -
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Deputy
Date 3/11/2025

** If the Contractor is a corporation, signatures of two specific corporate officers are required as further set forth.*

The first corporate officer signature must be one of the following: 1) the Chairman of the Board; 2) the President; 3) any Vice President.

In the alternative, a single corporate signature is acceptable when accompanied by a corporate resolution demonstrating the legal authority of the signature to bind the company.

The second corporate officer signature must be one of the following: a) Secretary; b) Assistant Secretary; c) Chief Financial Officer; d) Assistant Treasurer.